

THE HONORABLE JAMES P. DONOHUE

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

DEREK ANDREW, INC., a Washington  
corporation,

Plaintiff,

v.

POOF APPAREL CORPORATION, a New  
York corporation; THE WET SEAL, INC., a  
Delaware corporation, and WET SEAL GC,  
INC., a Virginia corporation,

Defendants.

Case No.: C05-1136-JPD

STIPULATION AND ORDER

**Clerk's Action Required**

**I. STIPULATION**

Pursuant to Fed. R. Civ. P. 41(a) and (c), Defendants/Cross Claim Plaintiffs The Wet Seal, Inc. and Wet Seal GC, Inc. ("The Wet Seal Defendants") on the one hand, and Defendant/Cross Claim Defendant Poof Apparel Corporation, on the other, by stipulation hereby dismiss with prejudice The Wet Seal Defendants' cross-claim for indemnification and negligent misrepresentation against Defendant Poof Apparel Corporation.

1 The matter between the parties has been settled.

2 DATED this 29th day of November, 2006.

3 STOKES LAWRENCE, P.S.

MANN LAW GROUP

4  
5 By: /s/ SHANNON M. JOST  
Shannon M. Jost (WSBA #32511)  
6 Attorneys for Defendants The Wet Seal, Inc.  
and Wet Seal GC, Inc.

By: /s/ PHILLIP P. MANN  
Phillip P. Mann (WSBA #28860)  
Attorneys for Defendant Poof Apparel  
7 Corporation

**II. ORDER**

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendants The Wet Seal, Inc., and Wet Seal GC, Inc.'s cross-claim against Defendant Poof Apparel Corporation is dismissed with prejudice.

DATED this 29th day of November, 2006.

/s/ JAMES P. DONOHUE  
The Honorable James P. Donohue

**CERTIFICATE OF SERVICE**

I hereby certify that on November \_\_, 2006, I caused the foregoing Stipulation and Order of Dismissal of Cross-Claim Against Poof Apparel Corporation to be:

☒ electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Brian G Bodine, brianbodine@dwt.com

Philip P Mann, mannlaw@comcast.net

☒ mailed by first class United States mail, postage prepaid, to the following:

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